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4 UNITED STATES DISTRICT COURT  
5 DISTRICT OF NEVADA

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7 GENERAL CROOK,

8 Plaintiff(s),

Case No. 2:18-CV-828 JCM (CWH)

9 v.

ORDER

10 WALT DISNEY COMPANY, et al.,

11 Defendant(s).

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13 Presently before the court is *pro se* plaintiff General Crook's motion to extend time.  
14 (ECF No. 23).

15 On January 2, 2019, the court issued an order holding that General Crook did not provide  
16 proper proof of service within the Federal Rule of Civil Procedure 4(m) dismissal deadline.  
17 (ECF No. 22). The court further ordered General Crook to show cause as to why the court  
18 should not dismiss the action without prejudice. *Id.* General Crook responded to the courts  
19 order to show cause, requesting that the Court afford General Crook additional time to serve  
20 defendant Burgess L. Gardner. (ECF No. 23).

21 Under Rule 4(m), when defendant is not timely served the court must dismiss the action  
22 as it pertains to that defendant unless the plaintiff shows good cause.

23 Here, over eight months have passed since Laylow Films, Inc. removed this action from  
24 state court to federal court. (ECF No. 1). General Crook represents that it has failed to serve  
25 Gardner in this time because it did not know how to properly serve process under the federal  
26 rules. (ECF No. 23). However, ignorance of the rules for service of process does not constitute  
27 good cause for untimely service. *Townsel v. Contra Costa Cnty., Cal.*, 820 F.2d, 319, 320 (9th  
28 Cir. 1987).

1 As Gardner is the only remaining defendant and General Crook has failed to show good  
2 cause, the court will deny General Crook's motion to extend and dismiss the case without  
3 prejudice.

4 Accordingly,

5 IT IS HEREBY ORDERED, ADJUDGED, and DECREED that General Crook's motion  
6 to extend (ECF No. 23) be, and the same hereby is, DENIED.

7 IT IS FURTHER ORDERED that the matter of *General Crook v. Walt Disney Co.*, case  
8 number 2:18-cv-00828-JCM-CWH, be, and the same hereby is, DISMISSED without prejudice.

9 DATED January 28, 2019.

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12 UNITED STATES DISTRICT JUDGE  
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